

BOARD OF COUNTY COMMISSIONERS, UTAH COUNTY, UTAH
MINUTES OF PUBLIC MEETING
COMMISSION CHAMBERS, ROOM 1400
OF THE UTAH COUNTY ADMINISTRATION BUILDING
July 9, 2013 - 9:00 A.M.

PRESENT: COMMISSIONER DOUG WITNEY, CHAIR
COMMISSIONER GARY J. ANDERSON, VICE-CHAIR
COMMISSIONER LARRY A. ELLERTSON

ALSO PRESENT:

David Shawcroft, Utah County Deputy Attorney	Jeff Smith, Utah County Recorder
Robert J. Moore, Utah County Deputy Attorney	Andrea Allen, Utah County Recorder's Office
Paul Jones, Utah County Deputy Attorney	Robert C. Kirk, Utah County Treasurer
Scott C. Hogensen, Chief Deputy Clerk/Auditor	Colton Miles, Office of Congressman Jason Chaffetz
Julie Rollins, Utah County Purchasing Agent	Mayor Heather Jackson, Eagle Mountain City
Jim Stevens, Utah County Assessor's Office	Ifo Pili, Eagle Mountain City Administrator
Dr. Joseph K. Miner, Health Department Exec. Director	Ikani Taumoepeau, Eagle Mountain Management Analyst
Mason Liu, Utah County Health Department	Rob Sant, Lewis Young Robertson & Burningham, Inc.
Lana Jensen, Utah County Personnel Director	Clinton Stephens, -No further information given-
Don Nay, Utah County Public Works Assoc. Director	Kathleen Stephens, -No further information given-
Mike Forshee, Utah County Sheriff's Office	Mike Stansfield, Fairways Media
	Renée Huggins-Caron, Clerk/Auditor Admin. Assist.

Commissioner Witney called the meeting to order at 9:02 A.M. and welcomed those present. The following matters were discussed:

PRAYER/READING/THOUGHT: Larry A. Ellertson, Utah County Commissioner

PLEDGE OF ALLEGIANCE: Dr. Joseph K. Miner, Utah County Health Department Executive Director

Eager to recognize special guests in the audience, the commissioners chose to address Regular Agenda Item No. 10 first.

REGULAR AGENDA

10. ADOPT A RESOLUTION APPROVING AND AUTHORIZING AN INTERLOCAL COOPERATION AGREEMENT BETWEEN UTAH COUNTY AND EAGLE MOUNTAIN CITY REDEVELOPMENT AGENCY (Continued from the July 2, 2013 Commission meeting)

Eagle Mountain City Mayor Heather Jackson came forward and introduced her colleagues: Ifo Pili, Eagle Mountain City Administrator, and Ikani Taumoepeau, Economic Development Director. She also introduced Rob Sant of Lewis Young Robertson & Burningham, Inc. They have been working toward a Community Development Area (CDA) to bring the first grocery store to Eagle Mountain City.

Mayor Heather Jackson expressed excitement for Ridley's Family Market to join the community. She mentioned the palatable short period of time for the county's participation, and plans to request participation from the United Fire Authority (UFA). Commissioner Anderson asked whether the Central Utah Water Conservancy District would be involved, and Mayor Jackson clarified that they would not be included in this project because the market will not be part of a full Economic Development Area (EDA). The same holds true for participation from the Alpine School District. Mayor Jackson noted the maximum of \$100,000.00 and ten-year period. She mentioned that the store will be easily accessible from a trail.

Rob Sant of Lewis Young Robertson & Burningham, Inc. reviewed the figures for the contract.

Commissioner Anderson made the motion to adopt the resolution approving and authorizing an interlocal cooperation agreement between Utah County and Eagle Mountain City Redevelopment Agency as described in Regular Agenda Item No. 10. The motion was seconded by Commissioner Ellertson, and discussion continued.

Commissioner Ellertson brought up the fact that this project has been in the making for quite some time, originally planned for another location. He questioned whether any previous contracts would need to be cancelled to allow for this approval, and Utah County Deputy Attorney David Shawcroft clarified that the previous dealings never reached a point of closure that would require reversal.

The motion carried with the following vote:

**AYE: Doug Witney
Gary J. Anderson
Larry A. Ellertson
NAY: None**

RESOLUTION NO. 2013-77
AGREEMENT NO. 2013-473

The commissioners moved forward with the agenda as numbered.

CONSENT AGENDA

1. DECLARE SPECIFIED VEHICLES AND EQUIPMENT AS SURPLUS AND AUTHORIZE DISPOSITION THEREOF THROUGH PUBLIC AUCTION

2. APPROVE PROPERTY TAX ACTIONS CONTAINED IN RECOMMENDATION LETTER NO. 2013-11
Commissioner Ellertson had questions regarding Property Serial Tax No. 32:021:0025, belonging to SunRoc Corporation. The recommendation is to deny their application; Commissioner Ellertson asked whether SunRoc would have the option of appealing to the State of Utah. Utah County Deputy Attorney David Shawcroft explained that permission to hear the late appeal would need to be granted by the state.

3. ADOPT A RESOLUTION APPROVING VOLUNTEERS WHO WISH TO DONATE THEIR SERVICES TO THE CHILDREN'S JUSTICE CENTER AND THE UTAH COUNTY HEALTH DEPARTMENT

4. APPROVE THE MINUTES OF THE JULY 2, 2013 COMMISSION MEETING

Commissioner Ellertson requested that Consent Agenda Item No. 4 be continued to the next meeting of the Board.
CONTINUED TO JULY 16, 2013

5. RATIFICATION OF WARRANT REGISTER SUMMARY

Register No. 640	July 1, 2013	Check Nos. 182257-182267	Total: \$ 17,522.00
Register No. 641	July 2, 2013	Purchasing Cards 455-458	Total: \$ 1,408.74
Register No. 642	July 2, 2013	Check Nos. 182268-182304	Total: \$ 39,999.32
Register No. 643	July 2, 2013	Direct Deposit:17177-17182	Total: \$ 2,717.14
Register No. 644	July 2, 2013	Check Nos. 182305-182341	Total: \$ 297,901.42
Register No. 645	July 3, 2013	Purchasing Cards 459-459	Total: \$ 8,390.07
Register No. 646	July 3, 2013	Direct Deposit:17183-17185	Total: \$ 59,323.38
Register No. 647	July 3, 2013	Purchasing Cards 460-471	Total: \$ 1,661.80
Register No. 648	July 3, 2013	Check Nos. 182342-182383	Total: \$ 65,147.49
Register No. 649	July 3, 2013	Direct Deposit:17186-17191	Total: \$ 1,551.36

UTAH COUNTY BOARD OF COMMISSIONERS

MINUTES - July 9, 2013

Page 3

Register No. 650	July 3, 2013	Check Nos. 182384-182427	Total: \$ 131,590.49
Register No. 651	July 3, 2013	Bond Wires:161-161	Total: \$ 43,650.74
Register No. 652	July 5, 2013	Direct Deposit:17192-17196	Total: \$ 6,513.95
Register No. 653	July 5, 2013	Check Nos. 182428-182461	Total: \$ 92,995.19
Register No. 654	July 5, 2013	Direct Deposit:17197-17198	Total: \$ 5,104.50
Register No. 655	July 5, 2013	Purchasing Cards 472-473	Total: \$ 763.46
Register No. 656	July 5, 2013	Check Nos. 182462-182498	Total: \$ 605,180.72
Register No. 657	July 5, 2013	Check Nos. 182499-182505	Total: \$ 1,539.00
			<u>Total: \$1,382,960.77</u>

Consent Agenda Item Nos. 1, 2, 3, and 5 were approved as written. Commissioner Witney recommended the following Regular Agenda items be moved to Consent:

1. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A MAINTENANCE AGREEMENT WITH AUTOMATED BUSINESS PRODUCTS FOR A RICOH MPC3000 COPIER, SERIAL NO. L3785100425, LOCATED IN THE SHERIFF'S OFFICE**
2. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A MAINTENANCE AGREEMENT WITH LES OLSON COMPANY FOR AN AR-M550N COPIER, SERIAL NO. 4500352X, LOCATED IN THE DEPARTMENT OF DRUG AND ALCOHOL PREVENTION AND TREATMENT**
3. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A MAINTENANCE AGREEMENT WITH LES OLSON COMPANY FOR AN MX-M950 COPIER, SERIAL NO. 25008743, LOCATED IN INFORMATION SYSTEMS**

Commissioner Ellertson noted that a budget transfer would be needed for this agreement.

4. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH MOUNTAINLAND ASSOCIATION OF GOVERNMENTS FOR THE SOCIAL SERVICES BLOCK GRANT FOR THE SENIOR COMPANION PROGRAM**
5. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A TRANSPORTATION SERVICE CONTRACT WITH MOUNTAINLAND ASSOCIATION OF GOVERNMENTS FOR THE SENIOR COMPANION PROGRAM VOLUNTEERS**
6. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH MOUNTAINLAND ASSOCIATION OF GOVERNMENTS FOR THE SOCIAL SERVICES BLOCK GRANT FOR THE FOSTER GRANDPARENTS PROGRAM**
7. **APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN A TRANSPORTATION SERVICE CONTRACT WITH MOUNTAINLAND ASSOCIATION OF GOVERNMENTS FOR THE FOSTER GRANDPARENTS PROGRAM VOLUNTEERS**
8. **APPROVE OR DENY A REQUEST FROM THE UTAH VALLEY MARATHON TO WAIVE THE \$300 EVENT PERMIT FEE FOR USE OF THE HISTORIC COURTHOUSE GROUNDS ON JUNE 8, 2013**
(Continued from the June 18, June 25, and July 2, 2013 Commission meetings)
10. **ADOPT A RESOLUTION APPROVING AND AUTHORIZING AN INTERLOCAL COOPERATION AGREEMENT BETWEEN UTAH COUNTY AND EAGLE MOUNTAIN CITY REDEVELOPMENT AGENCY** *(Continued from the July 2, 2013 Commission meeting)*

ACTIONS TAKEN

Regular Agenda Item No. 10 was adopted. **Consent Agenda Item No. 1** was declared as surplus; No. 2 was approved; No. 3 was adopted; No. 4 was continued to the July 16, 2013 meeting of the Board; and No. 5 was ratified. **Regular Agenda Item Nos. 1, 2, 3, 4, 5, 6, and 7** were approved and authorized; and No. 8 was denied.

AGREEMENT NOS.: 2013-473, 2013-474, 2013-475, 2013-476, 2013-477, 2013-478, 2013-479, 2013-480, 2013-481 and 2013-482

RESOLUTION NO.: 2013-77 and 2013-78

REGULAR AGENDA

9. APPROVE AND AUTHORIZE THE COMMISSION CHAIR TO SIGN AN AGREEMENT WITH TESCO WILLIAMSEN FOR THE PURCHASE OF A PUP DUMP TRAILER

Utah County Public Works Associate Director Don Nay came forward to address the commissioners' questions regarding available budget for this contract, and confirmed that this is for a regular replacement.

Commissioner Anderson made the motion to approve and authorize the agreement with Tesco Williamsen as defined in Regular Agenda Item No. 9. The motion was seconded by Commissioner Ellertson and carried with the following vote:

AYE: Doug Witney
Gary J. Anderson
Larry A. Ellertson
NAY: None

AGREEMENT NO. 2013-483

At this point, the commissioners determined which closed meetings would be necessary to set and which could be stricken from the Regular Agenda.

13. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS THE PURCHASE, EXCHANGE, OR LEASE OF REAL PROPERTY

STRICKEN

14. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS THE SALE OF REAL PROPERTY

STRICKEN

15. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING TO DISCUSS COMMERCIAL INFORMATION AS DEFINED IN SECTION 59-1-404, U.C.A., AS AMENDED

STRICKEN

Commissioner Ellertson made the motion to strike Regular Agenda Item Nos. 13, 14, and 15 to set dates, times and locations for closed meetings for a strategy session to discuss the purchase, exchange, or lease of real property; for a strategy session to discuss the sale of real property; and to discuss commercial information as defined in Section 59-1-404, U.C.A., as amended. The motion was seconded by Commissioner Anderson and carried with the following vote:

AYE: Doug Witney
Gary J. Anderson
Larry A. Ellertson
NAY: None

11. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING TO DISCUSS THE CHARACTER, PROFESSIONAL COMPETENCE, OR PHYSICAL OR MENTAL HEALTH OF AN INDIVIDUAL OR INDIVIDUALS

Commissioner Ellertson made the motion to set a date, time and location for a closed meeting to discuss the character, professional competence, or physical or mental health of an individual or individuals to immediately follow the public comment portion of the regular public meeting today in Room 1400 of the County Administration Building. The motion was seconded by Commissioner Anderson and carried with the following vote:

AYE: Doug Witney
Gary J. Anderson
Larry A. Ellertson
NAY: None

SET

12. SET A DATE, TIME AND LOCATION FOR A CLOSED MEETING FOR A STRATEGY SESSION TO DISCUSS PENDING OR REASONABLY IMMINENT LITIGATION

Commissioner Ellertson made the motion to set a date, time and location for a closed meeting for a strategy session to discuss pending or reasonably imminent litigation to immediately follow the previously scheduled closed meeting today in Room 1400 of the County Administration Building. The motion was seconded by Commissioner Anderson and carried with the following vote:

AYE: Doug Witney
Gary J. Anderson
Larry A. Ellertson
NAY: None

SET

WORK SESSION

NO WORK SESSION ITEMS WERE SUBMITTED

PUBLIC COMMENTS

There were no public comments and the meeting recessed at 9:19 A.M. to go into closed meetings. The public meeting reconvened at 10:07 A.M.

Commissioner Anderson made the motion to adjourn the July 9, 2013 meeting of the Utah County Board of Commissioners. The motion was seconded by Commissioner Ellertson and carried with the following vote:

AYE: Doug Witney
Gary J. Anderson
Larry A. Ellertson
NAY: None

UTAH COUNTY BOARD OF COMMISSIONERS
MINUTES - July 9, 2013
Page 6

There being no further business nor public comment, the meeting adjourned at 10:07 A.M. The minutes of the July 9, 2013 Commission Meeting were approved as transcribed on July 16, 2013.

DOUG WITNEY, Commission Chair

ATTEST:

SCOTT C. HOGENSEN
Chief Deputy
Utah County Clerk/Auditor